

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Washington Mutual Bank,

Plaintiff(s),

Case No. CV08-1407 EMC

ADR CERTIFICATION BY PARTIES
AND COUNSEL

v.

Fidelity Capital Funding, Inc.

Defendant(s).

Pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5 (b), each of the undersigned certifies that he or she has:

(1) Read the handbook entitled "*Dispute Resolution Procedures in the Northern District of California*" on the Court's ADR Internet site www.adr.cand.uscourts.gov (Limited printed copies are available from the clerk's office for parties in cases not subject to the court's Electronic Case Filing program (ECF) under General Order 45);

(2) Discussed the available dispute resolution options provided by the Court and private entities; and

(3) Considered whether this case might benefit from any of the available dispute resolution options.

Dated: June 11, 2008

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Michael E. Egan for
Fidelity Capital Funding
[Party]
[Counsel]